

IAP12 Rec'd PCT/PTO 24 MAY 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8154**  
Yuichi OHKAWARA : **Mail Stop: PCT**  
Serial No. 10/590,309 : **Attorney Docket No. 2006\_1287A**  
Filed August 23, 2006 :

INSECTICIDE COMPOSITIONS  
[Corresponding to PCT/JP2005/002708  
Filed February 21, 2005]

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**REPLY TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 USC 371**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the PTO Notification of Missing Requirements Under 35 USC 371 dated May 22, 2007, indicating that an English translation of the international application is required.

However, please note that the U.S. national stage application was filed on August 23, 2006 with an English translation, therefore no translation is due. A copy of the English translation and postcard receipt is enclosed.

It is respectfully submitted that the application is now complete, and early indication thereof is now requested.

A copy of the PTO Notice is enclosed.

Respectfully submitted,

Yuichi OHKAWARA

By Warren M. Cheek, Jr.  
Warren M. Cheek, Jr.  
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May 24, 2007



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/590,309	Yuichi Ohkawara	2006_1287A

INTERNATIONAL APPLICATION NO.

PCT/JP05/02708

I.A. FILING DATE

02/21/2005

PRIORITY DATE

02/24/2004

513

WENDEROTH, LIND & PONACK, L.L.P.  
 2033 K STREET N. W.  
 SUITE 800  
 WASHINGTON, DC 20006-1021

CONFIRMATION NO. 8154

371 FORMALITIES LETTER



\*OC000000023983910\*

Date Mailed: 05/22/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/23/2006
- Copy of the International Search Report filed on 08/23/2006
- Preliminary Amendments filed on 08/23/2006
- Information Disclosure Statements filed on 08/23/2006
- Oath or Declaration filed on 08/23/2006
- Request for Immediate Examination filed on 08/23/2006
- U.S. Basic National Fees filed on 08/23/2006
- Assignment filed on 08/23/2006
- Priority Documents filed on 08/23/2006
- Power of Attorney filed on 08/23/2006

RECEIVED  
 MAY 23 2007  
 WENDEROTH, LIND & PONACK

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

DEBORAH D WILLIAMS

Telephone: (703) 308-9140 EXT 205

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/590,309	PCT/JP05/02708	2006_1287A

FORM PCT/DO/EO/905 (371 Formalities Notice)

**IAP7 Rec'd PCT/PTO 23 AUG 2006**

**ATTY DOCKET #:** 2006\_1287A

**Due Date:** August 24, 2006

**OUR REF:** 2006\_1287A/WMC/01736

**Applicant:** Yuichi OHKAWARA

**Serial No.:** **10/590309**

**Filing Date:** August 23, 2006

**Title:** INSECTICIDE COMPOSITIONS

**Receipt of the following papers is acknowledged:**

1. Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 USC 371 (National stage application of PCT/JP2005/002708)
2. Attachments: (A) An International Application including Specification, Claims and Abstract (53 pages), (B) Unexecuted Declaration, (C) IDS, PTO-1449 form, International Search Report and 1 reference, (D) Preliminary Amendment, (E) WO 2005/079575 and (F) Form PCT/IB/304.
3. Check in the amount of **\$2,510.00**

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

**Date** August 23, 2006

**Attorney** WMC/dlk

**[Check No.]** 75813

**COPY**

ATTORNEY DOCKET NUMBER  
2006\_1287A

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. §371

U.S. APPLICATION NO.  
(if known, see 37 CFR 1.5)  
NEW

International Application No.  
PCT/JP2005/002708

International Filing Date  
February 21, 2005

Priority Date Claimed  
February 24, 2004

Title of Invention  
INSECTICIDE COMPOSITIONS

Applicant(s) For DO/EO/US  
Yuichi OHKAWARA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. §371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. §371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. §371(c)(2))
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☒ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ A translation of the International Application into English (35 U.S.C. §371(c)(2)). **ATTACHMENT A**
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3)).
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19.
9. ☒ An unexecuted oath or declaration of the inventor(s) (35 U.S.C. §371(c)(4)). **ATTACHMENT B**
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)).

Items 11. to 14. below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98. **ATTACHMENT C**
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment. **ATTACHMENT D**  
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☒ Other items or information: - WO 2005/079575 - **ATTACHMENT E**

**Form PCT/IB/304 - ATTACHMENT F**

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

ATION NO. (If known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO.  
PCT/JP2005/002708

ATTORNEY'S DOCKET NO.  
2006\_1287A

The following fees are submitted

Basic National Stage Fee ..... \$300.00  
National Stage Search Fee (International Search Report provided - 37 CFR 1.492(b)(2)) ..... \$400.00  
National Stage Examination Fee ..... \$200.00  
Specification/drawings in excess of 100 pages (units of 50 x \$250.00) = ..... \$

CALCULATIONS

PTO USE ONLY

ENTER APPROPRIATE BASIC FEE AMOUNT =

\$900.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(c)).

\$

Claims	Number Filed	Number Extra	Rate
Total Claims	45 - 20 =	25	X \$50.00
Independent Claims	1 - 3 =	0	X \$200.00
Multiple dependent claim(s) (if applicable)			+ \$360.00

\$1,250.00

\$

\$360.00

TOTAL OF ABOVE CALCULATIONS =

\$2,510.00

☐ Small Entity Status is hereby asserted. Above fees are reduced by 1/2.

\$

SUBTOTAL =

\$2,510.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(f)).

+

\$

TOTAL NATIONAL FEE =

\$2,510.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +

\$

TOTAL FEES ENCLOSED =

\$2,510.00

Amount to be refunded

\$

Amount to be charged

\$

- a. ☒ A check in the amount of \$2,510.00 to cover the above fees is enclosed. A duplicate copy of this form is enclosed.  
b. ☐ Please charge my Deposit Account No. 23-0975 in the amount of \$\_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.  
c. ☐ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-0975.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

19. CORRESPONDENCE ADDRESS

CUSTOMER NO.

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By:

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August 23, 2006

[CHECK NO. \_\_\_\_\_]

[2006\_1287A]